

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Berkley National Insurance Company,)

Plaintiff,)

vs.)

XTO Energy, Inc,)

Defendant and Third-Party)

Plaintiff,)

vs.)

Commerce and Industry Insurance)

Company, Torus National Insurance)

Company, n/k/a Starstone National)

Insurance Company, and Seneca Speciality)

Insurance Company,)

Third-Party Defendants.)

ORDER

Case No. 1:18-cv-195

On November 23, 2022, the parties filed a “Joint Motion to Amend Scheduling Discovery Plan.” (Doc. No. 214).¹ The court **GRANTS** the motion (Doc. No. 214) and amends the pretrial deadlines as follows:

1. All fact discovery will be completed by the following deadline, with all discovery pursuant to Rules 33, 34, and 36 to be served a minimum of thirty-three (33) days prior to the deadline: April 3, 2023.
2. The parties shall have until April 14, 2023, to designate expert witnesses. The parties shall have until May 15, 2023, to designate rebuttal experts.

¹ In their motion the parties propose deadlines that fall within calendar year 2022. As this appears to be a scrivener’s error, the court shall operate as if the parties have requested deadlines that fall within calendar year 2023.

3. The parties shall have until June 14, 2023, to complete expert discovery.
4. The parties shall have until June 28, 2023, to file dispositive motions.

IT IS SO ORDERED.

Dated this 28th day of November, 2022.

/s/ Clare R. Hochhalter

Clare R. Hochhalter, Magistrate Judge
United States District Court